



DECLARATION AND POWER OF ATTORNEY
(Related Application)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**ADIPOSE TISSUE-DERIVED ADULT STEM OR
STROMAL CELLS FOR THE REPAIR OF ARTICULAR
CARTILAGE FRACTURES AND USES THEREOF**

the specification of which was filed on January 14, 2003 as Application No. 10/713,906.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to herein.

I acknowledge the duty to disclose information which is material to patentability in accordance with Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d), of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

FOREIGN PRIORITY APPLICATION(S)

				<u>Priority Claimed</u>
				[] Yes [] No
(Number)	(Country)	(Day/month/year filed)		
				<u>Priority Claimed</u>
				[] Yes [] No
(Number)	(Country)	(Day/month/year field)		

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional patent application(s) listed below and have also identified below any United States provisional patent application(s) having a filing date before that of the application on which priority is claimed.

PROVISIONAL PRIORITY PATENT APPLICATION

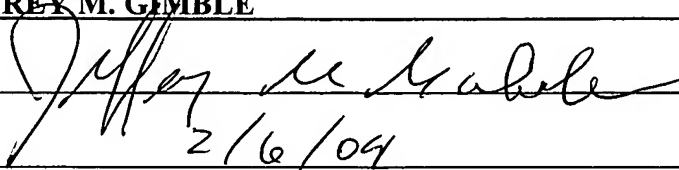
			<u>Priority Claimed</u>
			[X] Yes [] No
60/149,850	August 19, 1999		
(Application No.)	(Filing Date)		
			[X] Yes [] No
(Application No.)	(Filing Date)		

I hereby claim the benefit under Title 35, United States Code, Section 120, of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application or in the prior U.S. provisional application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose information material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56, which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Full name of second joint

inventor, if any JEFFREY M. GIMBLE

Inventor's Signature


2/6/04

Date

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